

P&G Case 9365Q

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of :
Uwe Schneider et al. : Confirmation No.
Serial No. 10/665,949 : Group Art Unit
Filed September 18, 2003 : Examiner

For Edge Fold Having Substantially Uniform Gathers For Absorbent Article And Method For Making

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made on the attached Form PTO/SB08 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO/SB08 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

- 37 C.F.R. §1.97(b)(1) - U.S. Direct (use when filing IDS with nonprovisional patent application, or with Request for Continued Examination (RCE); or within 3 months of filing a nonprovisional patent application)**

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(1), is being filed with the patent application, with a Request for Continued Examination or within three months of the filing date of a national application. Therefore, no fee is believed to be due.

2. **37 C.F.R. §1.97(b)(3)** - (use when filing IDS more than 3 months after filing a nonprovisional patent application, but prior to receipt of first Office Action)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter (or a fee transmittal form) is enclosed to facilitate charging of the fee, if necessary.

3. **37 C.F.R. §1.97(b)(4)** - (use when filing IDS prior to receipt of first Office Action after the filing of a Request for Continued Examination (RCE) under §1.114)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(4). Applicants have not received a first Office Action after filing a Request For Continued Examination (RCE). Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter (or a fee transmittal form) is enclosed to facilitate charging of the fee, if necessary.

4. **37 C.F.R. §1.97(c) with fee payment** - (use when filing IDS after receipt of first Office Action, and before receipt of Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(c). Applicant(s) have not received a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application (e.g., *Ex parte Quayle*) as of the date of this submission. Applicant(s) elect to pay the fee set forth in 37 C.F.R. §1.17(p). Please charge the fee set forth in 37 C.F.R. §1.17(p) to Deposit Account Number 16-2480 in the name of The Procter & Gamble Company. A duplicate copy of this letter (or a fee transmittal form) is enclosed to facilitate the charging of the fee.

5. **Information to be Considered with Continued Prosecution Application (CPA) Filing (use when filing IDS with a Continued Prosecution Application (CPA) for Design Case)**. This information disclosure statement is being filed with a Continued Prosecution Application (CPA) filed under 37 C.F.R. 1.53(d).

ADDITIONAL ITEMS TO BE NOTED BY THE EXAMINER:

(2) (For use with applications filed after June 30, 2003.) In accordance with 37 C.F.R. §1.98(a)(2), Applicants are submitting copies of foreign patent documents and non-patent literature.

OR

(3) All of the cited references were previously cited by or submitted to the USPTO in prior application Case No. ____, U.S. Patent Application Serial No. ___, filed ___. Applicants claim priority to said application under 35 U.S.C. §120. Accordingly, copies of previously submitted references are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

OR

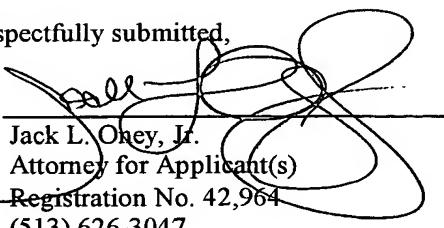
(4) Copies of all said documents, except Cite Numbers _____, were submitted and considered in parent application U.S. Patent Application Serial No. _____, filed _____. Applicant(s) claim priority to said application under 35 U.S.C. §120. Accordingly, copies of previously submitted references are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). Copies of references not previously submitted are enclosed. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

(5) Pursuant to 37 C.F.R. §1.98(c), a concise explanation of the relevance of each cited reference that is not in the English language is provided.

(6) Applicants also respectfully request the Examiner to consider and make of record the co-pending applications listed on the attached page.

Additional information is attached.

Date: 12/18/03
 Customer No. 27752
 (IDS.doc) (Last Revised 10/10/03)

Respectfully submitted,
 By 
 Jack L. Ohey, Jr.
 Attorney for Applicant(s)
 Registration No. 42,964
 (513) 626-3047

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Substitute for form 1449A/PTO

COMPLETE IF KNOWN

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	10/665,949
SHEET 1 of 2		Confirmation Number	
DEC 10 2003 PATENT & TRADEMARK OFFICE		Filing Date	September 18, 2003
		First Named Inventor	Uwe Schneider
		Group Art Unit	
		Examiner Name	
		Attorney Docket Number	9365Q

U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	DOCUMENT NUMBER Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		US-3,860,003	01-14-1975	Buell et al.	
		US-4,381,781	05-03-1983	Sciaraffa et al.	
		US-4,515,595	05-07-1985	Kievit et al.	
		US-4,695,278	09-22-1987	Lawson	
		US-4,710,189	12-01-1987	Lash	
		US-4,795,454	01-03-1989	Dragoo	
		US-4,808,178	02-28-1989	Aziz et al.	
		US-4,816,025	03-28-1989	Foreman	
		US-4,857,067	08-15-1989	Wood et al.	
		US-4,909,803	03-20-1990	Aziz et al.	
		US-4,938,753	07-03-1990	Van Gompel et al.	
		US-5,026,364	06-25-1991	Robertson	
		US-5,143,679	09-01-1992	Weber et al.	
		US-5,151,092	09-09-1992	Buell	
		US-5,156,793	10-20-1992	Buell et al.	
		US-5,167,897	12-01-1992	Weber et al.	
		US-5,221,274	06-22-1993	Buell	
		US-5,518,801	05-21-1996	Chappell et al.	
		US-5,527,304	06-18-1996	Buell et al.	
		US-5,554,145	09-10-1996	Roe et al.	
		US-5,569,234	10-29-1996	Buell et al.	
		US-5,571,096	11-05-1996	Dobrin et al.	
		US-5,580,411	12-03-1996	Nease et al.	
		US-5,591,155	01-07-1997	Nishikawa et al.	
		US-5,607,537	03-04-1997	Johnson et al.	
		US-5,607,760	03-04-1997	Roe	
		US-5,609,587	03-11-1997	Roe	
		US-5,628,741	05-13-1997	Buell et al.	
		US-5,635,191	06-03-1997	Roe et al.	
		US-5,643,588	07-01-1997	Roe et al.	
		US-5,662,638	09-02-1997	Johnson et al.	
		US-5,669,897	09-23-1997	LaVon et al.	
		US-5,674,216	10-07-1997	Buell et al.	
		US-5,685,874	11-11-1997	Buell et al.	
		US-5,779,691	07-14-1009	Schmitt	
		US-5,865,823	02-02-1999	Curro	
		US-5,914,084	06-22-1999	Benson et al.	
		US-6,114,263	09-05-2000	Benson et al.	
		US-6,500,377	12-31-2002	Schneider et al.	
		US-2003/0004488 A1	01-02-2003	Ashton et al.	
		US-2003/0004489 A1	01-02-2003	Ashton et al.	
		US-2003/0088227 A1	05-08-2003	Schneider et al.	
		US-08/155,048	11-19-1993	Robles et al.	
		US-			

FOREIGN PATENT DOCUMENTS

<u>FOREIGN PATENT DOCUMENT</u>						
EXAMINER INITIALS*	Cite No. ¹	Country Code ³	Number ⁴	Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		EP 96 13694			05-27-1998	The Procter & Gamble Co.
		WO 95/16746			06-22-1995	E.I. DuPont
		DEC 10 2003				
		PATENT & TRADEMARK OFFICE				
EXAMINER				DATE CONSIDERED		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.